



09/15/2006

PCT/JP/015 SEP 2006

## INFORMATION DISCLOSURE STATEMENT

Appl. No.: National Stage of PCT/JP2005/005601

Attorney Docket No. Q96480

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents (International Search Report for PCT/JP2005/005601 and Written Opinion of the International Searching Authority dated February 3, 2006), together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

10/593103  
APG/REC'D PGM/PG 13 SEP 2006

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

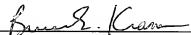
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Date: September 15, 2006

10/593103  
10593103-13 SEP 2009

MODIFIED PTO/SB/08 A &amp; B (08-03)

Substitute for Form 1449 A & B/PTO		<b>Complete if Known</b>	
		Application Number	National Stage of PCT/JP2005/005601
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>		Confirmation Number	Unknown
		Filing Date	September 15, 2006
		First Named Inventor	Yukihiko MASHIMA
		Art Unit	Unknown
		Examiner Name	Amanda Shaw
Sheet	1	of	1
		Attorney Docket Number	Q96480

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US			
		US			
		US			
		US			
		US			

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		WO	02/22881	A	03/21/2002	DZGENES, LLC	
		WO	02/24747	A2	03/28/2002	EPIDAUROS BIOTECHNOLOGIE AG	

## NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		MICHAEL D. BROWN, ET AL., "PHYLOGENETIC ANALYSIS OF LEBER'S HEREDITARY OPTIC NEUROPATHY MITOCHONDRIAL DNA'S INDICATES MULTIPLES INDEPENDENT OCCURRENCES OF THE COMMON MUTATIONS", HUMAN MUTATION, VOL. 6, NO. 4, 1995, PAGES 311-325, XP009054854, ISSN: 1059-7794	
		D. A. HOLLANDER, ET AL., "OUTFLOW PATHWAY ANOMALIES ASSOCIATED WITH MULTIPLE CYP11B1 MUTATIONS IN CONGENITAL GLAUCOMA", ARVO ANNUAL MEETING ABSTRACT SEARCH AND PROGRAM PLANNER, VOL. 2003, 2003, PAGE ABSTRACT NO. 1117, XP009054897 & ANNUAL MEETING OF THE ASSOCIATION FOR RESEARCH IN VISION AND OPHTHALMOLOGY, FORT LAUDERDALE, FL, USA; MAY 04-08, 2003	
		X. BU, ET AL., "X CHROMOSOME-LINKED AND MITOCHONDRIAL GENE CONTROL OF LEBER HEREDITARY OPTIC NEUROPATHY EVIDENCE FROM SEGREGATION ANALYSIS FOR DEPENDENCE ON X CHROMOSOME INACTIVATION", PROCEEDINGS OF THE NATIONAL ACADEMY OF SCIENCES OF THE UNITED STATES OF AMERICA, VOL. 88, NO. 18, 1991, PAGES 8198-8202, XP002347836	
		P. F. CHINNERY, ET AL., "THE MITOCHONDRIAL ND6 GENE IS A HOT SPOT FOR MUTATIONS THAT CAUSE LEBER'S HEREDITARY OPTIC NEUROPATHY", BRAIN, VOL. 124, NO. 1, January 2001, PAGES 209-218, XP002347837, ISSN: 0006-8950	

Examiner Signature	/Amanda Shaw/	Date Considered	09/02/2009
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language Translation is attached.